

Transmittal Cover Sheet

From:

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To: Fax No: Company: Phone No.: 15712730025 **USPTO** Commissioner for Patents

File No.: 088168.000014

FAX RECEIVED

Re: Patent No. 6,886,829; Application No. 10/067,794

MAR 13 2009

Date: 03/13/09 13:46

OFFICE OF PETITIONS

No. Pages: Including Cover Sheet 3

If you do not receive all pages properly, please call the sender.

Notes: Please see the attached NOTIFICATION OF ERROR IN PAYMENT OF FEES AS A SMALL ENTITY (37 C.F.R. 1.28(C) sent on February 20, 2009 by facsimile to 571-273-6500. A call from the USPTO

today indicated the paper needs to be re-sent to this facsimile number (571-273-0025).

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being fecsimile transmitted to the Patent and Trademark Office fax number 571-273-6500 on February 20, 2009.

Grant No.

6,886,829

Grant Date

May 3, 2005

Inventor

Lynn Hessing, et al.

Appl. No.

10/067,794

Filing Date

February 8, 2002

Docket No.

088168.000014

Customer No.:

29747

United States Patent and Trademark Office P.O. Box 979070 St. Louis, MO 63197-9000

NOTIFICATION OF ERROR IN PAYMENT OF FEES AS A SMALL ENTITY (37 C.F.R. § 1.28(C))

Dear Sir/Madam:

Please note that the above-referenced patent is no longer entitled for a small entity status. The last maintenance fee payment due on November 3, 2008 (4th year) was mistakenly paid as small entity. This assertion of small entity status in this patent and the payment of fees as a small entity was made in good faith. It has now been discovered that such status as a small entity no longer applies for this patent.

ITEMIZATION OF THE FEES MISTAKENLY PAID AS A SMALL ENTITY

DATE FEES MISTAKENLY PAID AS A SMALL ENTITY FEE ACTUALLY PAID AS A DEFICIENCY OWED SMALL ENTITY

4th Year maintenance fee

\$465<u>.00</u>

\$515.00

paid on September 26, 2008

TOTAL DEFICIENCY

OWED:

\$515.00

The total deficiency owed is paid as follows:

Page 1 of 2

LV 418,749,201v1 2-20-09

Grant No. 6,886,829 February 20, 2009

Authorization is hereby made to charge the amount of 502466.

Please charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 502466.

Greenberg Traurig 3773 Howard Hughes Pkwy. Suite 500 North Las Vegas, Nevada 89169

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Respectfully submitted,

By: Rob L. Phillips

Registration No. 40,305

Date: February 20, 2009

RECEPTION OK

TX/RX NO

TIME USE

PGS.

5513

RECIPIENT ADDRESS

17027929002

DESTINATION ID ST. TIME

03/13 16:51

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01.03

OK

RESULT

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MAR 13 2009

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